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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, FEBRUARY 5, 2003

Application of

VIRGINIA ELECTRIC AND POWER COMPANY  
D/B/A DOMINION VIRGINIA POWER

Case No. PUE-2002-00702

For a certificate of public convenience  
and necessity for facilities in Loudoun  
County: Brambleton-Greenway 230 kV  
Transmission Line

ORDER FOR NOTICE AND HEARING

On December 30, 2002, as supplemented on January 16, 2003, Virginia Electric and Power Company, d/b/a Dominion Virginia Power ("Company"), filed its Application of Virginia Electric and Power Company for Approval and Certification of Electric Facilities: Brambleton-Greenway 230 kV Transmission Line, Application No. 222 (hereinafter "Application"). Dominion Virginia Power proposes to construct and operate in Loudoun County a single-circuit transmission line of 230 kV from its proposed Brambleton Substation to its Greenway Substation. The proposed line would extend for approximately 7.6 miles on new right-of-way with a width of approximately 100 feet. (Application at 2; Application Appendix at 12 and Attachment II.A.3.) The Company has proposed an alternative routing for a

segment of the line. The proposed line with the alternative segment would extend for approximately 7.3 miles on new right-of-way with a width of approximately 100 feet. (Application at 4; Application Appendix at 12.) The proposed route and alternative are described in the public notice prescribed in ordering paragraph (16).

The Commission finds that, as provided by §§ 56-46.1, 56-265.2, and related provisions of Title 56 of the Code of Virginia, this matter should be docketed and that the Company should give notice so that interested persons may comment and participate in this proceeding. The Commission will set this matter for hearing before a hearing examiner. We also direct the Commission Staff to investigate the application.

Accordingly, IT IS ORDERED THAT:

(1) As provided by §§ 56-46.1, 56-265.2, and related provisions of Title 56 of the Code of Virginia, this matter be docketed as Case No. PUE-2002-00702 and that all associated papers be filed therein.

(2) A public hearing on the application be held on May 12, 2003, beginning at 1:30 p.m. and reconvening at 7:00 p.m. in the Board of Supervisors Meeting Room, Loudoun County Government Center, 1 Harrison Street, S.E., Leesburg, Virginia, to receive statements from public witnesses.

(3) The public hearing shall resume beginning at 10:00 a.m., May 20, 2003, in the Commission's Courtroom, Second Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia, to receive evidence on the application from the Company, any respondents, and the Staff.

(4) As provided by § 12.1-31 of the Code and the Commission's Rules of Practice and Procedure ("Rules of Practice"), 5 VAC 5-20-120, *Procedure before hearing examiners*, a hearing examiner be appointed to conduct all further proceedings in this matter on behalf of the Commission and to file a final report.

(5) On or before February 24, 2003, Dominion Virginia Power may file with the Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118, an original and fifteen (15) copies of any additional testimony and exhibits by which it expects to establish its case.

(6) On or before March 24, 2003, any person who expects to participate as a respondent in this proceeding shall file with the Clerk at the address set out in ordering paragraph (5) an original and fifteen (15) copies of a notice of participation as a respondent, as required by the Rules of Practice, 5 VAC 5-20-80 B, *Participation as a respondent*, and shall serve a copy on counsel to the Company, Pamela Walker Johnson, Deputy General

Counsel, Dominion Resources Services, Inc., Law Department PH-1, P.O. Box 26532, Richmond, Virginia 23261-6532, and James C. Dimitri, Esquire, McGuireWoods LLP, One James Center, 901 East Cary Street, Richmond, Virginia 23219-4030, and on Commission Staff counsel assigned to the matter, Wayne N. Smith, Office of General Counsel, State Corporation Commission, P.O. Box 1197, Richmond, Virginia 23218-1197. The notice of participation shall be filed and served as required by the Rules of Practice, 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-150, *Copies and format*. Any organization, corporation, or government entity participating as a respondent must be represented by counsel as required by the Rules of Practice, 5 VAC 5-20-30, *Counsel*.

(7) Within five (5) business days of receipt of a notice of participation as a respondent, Dominion Virginia Power shall serve upon each respondent a copy of this Order and a copy of the Application, unless these materials have already been provided to the respondent.

(8) On or before April 21, 2003, each respondent may file with the Clerk an original and fifteen (15) copies of the testimony and exhibits by which it expects to establish its case and shall serve a copy of the testimony and exhibits on counsel to the Company and on all other parties. Respondents shall comply with the Rules of Practice, 5 VAC 5-20-140, *Filing and*

*service, 5 VAC 5-20-150, Copies and format, and 5 VAC 5-20-240, Prepared testimony and exhibits.*

(9) Interested persons may file written comments on the application with the Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. Comments should refer to Case No. PUE-2002-00702 and should be filed by April 21, 2003. The filing of comments by e-mail or facsimile is not authorized in this proceeding.

(10) The Commission Staff shall investigate the Company's application. On or before April 30, 2003, the Staff shall file with the Clerk the testimony and exhibits that it intends to present at the hearing, and the Clerk shall serve a copy on counsel to the Company and on all other parties.

(11) On or before May 9, 2003, the Company may file with the Clerk an original and fifteen (15) copies of all testimony it expects to offer in rebuttal to all direct testimony and exhibits of Commission Staff and respondents and shall serve a copy on all other parties. Additional rebuttal evidence may be presented in response to evidence, which was not filed but elicited at the hearing and, provided further, the need for additional rebuttal evidence be timely addressed by motion during the hearing.

(12) The Rules of Practice, 5 VAC 5-20-260, *Interrogatories to parties or requests for production of documents and things,*

shall be modified for this proceeding as follows: (i) answers and objections shall be served within twelve (12) days after receipt of interrogatories, counting weekends and holidays; (ii) motions on the validity of any objections raised shall be filed within four (4) business days of receipt of the objection; and (iii) answers, objections, and motions on the validity of objections shall be served by 3:00 p.m. on the date due, unless the Staff or party upon whom service must be made agrees in advance to other arrangements. Except as so modified, discovery shall be in accordance with the Rules.

(13) Forthwith upon receipt of this Order, the Company shall make available for inspection during regular business hours copies of its application, testimony, exhibits, and this Order at the following Dominion Virginia Power offices:

Bulk Power Delivery  
2400 Grayland Avenue  
Richmond, Virginia  
Attention: John Bailey

Leesburg District Office  
620 Sycolin Road, S.E.  
Leesburg, Virginia  
Attention: Pam Gottfried

(14) On or before February 14, 2003, the Company shall serve a copy of this Order on the chairman of the board of supervisors of Loudoun County. Service shall be made by first-class mail or delivery to the customary place of business or residence of the person served.

(15) On or before February 21, 2003, the Company shall cause to be sent a copy of the notice and sketch map prescribed in ordering paragraph (16) below by first class mail to all owners of property within the route of the proposed line, as indicated on the map or sketch of the route filed with the Commission, which requirement shall be satisfied by mailing the notice to such persons at such addresses as are indicated in the land books maintained by the commissioner of revenue, director of finance or treasurer of the county or municipality.

(16) On or before March 1, 2003, the Company shall publish in two successive weeks the following notice and a sketch map of the proposed route and alternative as display advertising (not classified) in a newspaper or newspapers of general circulation in Loudoun County:

NOTICE TO THE PUBLIC OF AN APPLICATION BY  
VIRGINIA ELECTRIC AND POWER COMPANY  
D/B/A DOMINION VIRGINIA POWER  
FOR APPROVAL OF A TRANSMISSION LINE IN  
LOUDOUN COUNTY, VIRGINIA

STATE CORPORATION COMMISSION  
CASE NO. PUE-2002-00702

On December 30, 2002, as supplemented on January 16, 2003, Virginia Electric and Power Company d/b/a Dominion Virginia Power ("Dominion Virginia Power" or "Company") applied to the State Corporation Commission for a certificate of public convenience and necessity authorizing the Company to construct and operate a transmission line in Loudoun County. Dominion Virginia Power proposes to construct and operate a single-

circuit transmission line of 230 kV from its proposed Brambleton Substation to its Greenway Substation. The proposed line would extend for approximately 7.6 miles on new right-of-way with a width of approximately 100 feet. The Company has proposed for a segment of the line an alternative routing. The proposed line with the alternative segment would extend for approximately 7.3 miles on new right-of-way with a width of approximately 100 feet.

A description of the proposed and alternative routes follows:

The proposed route originates at the proposed Brambleton Substation site, located approximately 2,000 feet south of the intersection of Evergreen Mills Road (Route 621) and the Company's existing 500/230 kV transmission lines. The proposed route proceeds east approximately 1,000 feet where it crosses Evergreen Mills Road and continues east approximately 2,400 feet where it crosses Belmont Ridge Road (Route 659) and Broad Run.

The proposed route continues east approximately 9,000 feet where it crosses Old Ox Road (Route 606). The proposed route proceeds on the east side of Old Ox Road (Route 606) approximately 10,000 feet, where it crosses to the west side of Old Ox Road and then turns west and follows the floodplain edge of a large undeveloped parcel (Westwind 606) to the northwest corner of Mercure Business Park (approximately 7,000 feet). The proposed route then follows the northern edge of the Mercure Business Park for approximately 4,000 feet, crosses Broad Run and proceeds northeast approximately 2,000 feet and then crosses the Dulles Greenway (Route 267).

After crossing the Dulles Greenway, the proposed route turns northeast and parallels the southeast side of a Columbia gas line

easement for approximately 900 feet to a point where it intersects with Shellhorn Road (Route 643). It then turns northwest; parallels the south side of Shellhorn Road for approximately 1,200 feet; crosses Loudoun Parkway (Route 607); then proceeds another 1,200 feet along the north side of Shellhorn Road; and turns north into the new Greenway Substation.

The alternate segment begins at a point on the proposed route approximately 3,000 feet east of Belmont Ridge Road. The alternate segment then crosses to the north side of Broad Run and parallels the north side of an existing sewer line easement for approximately 4,300 feet. The alternate segment then crosses Broad Run again and continues east approximately 5,000 feet, crossing Old Ox Road to the point where it intersects with the proposed route.

All distances and directions are approximate. The Commission may consider and approve a route or routes not significantly different from the routes described in this notice without additional notice to the public.

The application may be inspected in the Commission's Document Control Center, Office of the Clerk of the Commission, First Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia, during Commission business hours. Copies of the application may also be inspected during regular business hours at the following Dominion Virginia Power offices:

Bulk Power Delivery  
2400 Grayland Avenue  
Richmond, Virginia  
Attention: John Bailey

Leesburg District Office  
620 Sycolin Road, S.E.  
Leesburg, Virginia  
Attention: Phil Sparks

A public hearing on the application will be held on May 13, 2003, beginning at 1:30 p.m. and reconvening at 7:00 p.m. in the Board of Supervisors Meeting Room, Loudoun County Government Center, 1 Harrison Street, S.E., Leesburg, Virginia to receive statements from public witnesses. Any person desiring to make a statement at the public hearing need only appear at the hearing location at 12:45 p.m. or 6:45 p.m. on the day of the hearing and contact the Commission's Bailiff. The public hearing will resume beginning at 10:00 a.m., May 20, 2003, in the Commission's Courtroom, Second Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia, to receive evidence on the application from the Company, any respondents, and the Staff.

Individuals with disabilities who require an accommodation to participate in the hearing should contact the Commission at least seven (7) days before the scheduled hearing date at 1-800-552-7945 (voice) or 1-804-371-9206 (TDD).

Interested persons may file written comments on the application with the Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. Comments should refer to Case No. PUE-2002-00702 and should be filed by **April 21, 2003**. The filing of comments by e-mail or facsimile is not authorized in this proceeding.

On or before March 24, 2003, any person who expects to participate as a respondent in this proceeding shall file with the Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118, an original

and fifteen (15) copies of a notice of participation as a respondent, as required by the Rules of Practice, 5 VAC 5-20-80 B, *Participation as a respondent*, and shall serve a copy on counsel to the Company, Pamela Walker Johnson, Deputy General Counsel, Dominion Resources Services, Inc., Law Department PH-1, P.O. Box 26532, Richmond, Virginia 23261-6532, and James C. Dimitri, Esquire, McGuireWoods LLP, One James Center, 901 East Cary Street, Richmond, Virginia 23219-4030, and on Commission Staff counsel assigned to the matter, Wayne N. Smith, Office of General Counsel, State Corporation Commission, P.O. Box 1197, Richmond, Virginia 23218-1197. The notice of participation shall be filed and served as required by the Rules of Practice, 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-150, *Copies and format*. Any organization, corporation, or government entity participating as a respondent must be represented by counsel as required by the Rules of Practice, 5 VAC 5-20-30, *Counsel*.

The unofficial text of the State Corporation Commission's orders in Case No. PUE-2002-00702 may be viewed at <http://www.state.va.us/scc/caseinfo/orders.htm>. The Commission's Rules of Practice and Procedure and other information may be viewed at <http://www.state.va.us/scc>.

#### VIRGINIA ELECTRIC AND POWER COMPANY

(17) On or before March 24, 2003, the Company shall file with the Clerk proof of the newspaper publication directed by ordering paragraph (16).

(18) On or before March 3, 2003, the Company shall file a certificate of the mailing notice to the officials described in

ordering paragraph (14), which shall include the name and addresses of each official served.

(19) On or before March 3, 2003, the Company shall file a certificate of the mailing of the notice to owners of property described in ordering paragraph (15). The certificate shall not include the names and addresses of the owners of property served, but the Company shall maintain a record of this information.